IN THE UNITED STATES DISTRICT COURT IN THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION CIVIL ACTION NO. 5:22-CV-344-FL

BENJAMIN C. LOCKE,

Plaintiff,

v.

ROBERT M. MURPHY JR., in his official and individual capacities,

Defendant.

CERTIFICATION OF AGREEMENT OF MEDIATOR

(Rule 101.1c)

PLEASE TAKE NOTICE THAT, pursuant to Rule 101.1c of the Local ADR rules, and regarding [52] Selection of Mediator, the parties certify that the mediator, Gregory A. Heafner, has agreed to his selection and a copy of this statement shall be served on the mediator at the time this certification is filed.

Submitted this 30th day of January, 2024.

KERSTIN WALKER SUTTON PLLC

/s/ Kerstin Walker Sutton Kerstin Walker Sutton Counsel for Plaintiff

3215 Deerchase Wynd Durham, NC 27712-3020 (919) 698-9555 kws@kwsutton.com

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that the foregoing document was served upon all counsel of record and the mediator by electronic mail at the following:

Jared Hammett

j.hammett@kurtzandblum.com Kurtz & Blum PLLC 434 Fayetteville St., Suite 710

Raleigh, North Carolina 27601

Gregory A. Heafner
gsheafner@bellsouth.net
1510 Twisted Oak Drive
Chapel Hill, North Carolina 27516

This is the 30th day of January, 2024.

KERSTIN WALKER SUTTON PLLC

/s/ Kerstin Walker Sutton
Kerstin Walker Sutton
Counsel for Plaintiff